

Before the
Federal Communications Commission
Washington, D.C. 20554

RECEIVED

FEB 08 1999

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

In the Matter of)
) CC Docket No. 95-116
Telephone Number Portability) RM 8535

REPLY COMMENTS OF SBC COMMUNICATIONS INC.

SBC Communications Inc., on its behalf and on behalf of its subsidiaries, ("SBC") endorses the Comments filed by BellSouth Corporation and BellSouth Telecommunications ("BellSouth") and the United States Telephone Association ("USTA") in support of the Applications for Review submitted by Bell Atlantic, US West and Cincinnati Bell and the Petition for Clarification or Review filed by Ameritech (collectively referenced as "Applications"). These Applications seek varying degrees of relief from the Memorandum Opinion and Order released by the Common Carrier Bureau in this proceeding on December 14, 1998 ("Order").

USTA, BellSouth and the Applicants correctly contend that in several respects, the Order may be read to be internally inconsistent and in conflict with the Commission's Third Report and Order.¹ Clearly, this incongruity is not the Bureau's intent.

The Commission in its Third Report and Order permits the recovery of an incremental portion of joint costs related to the adoption and upgrading of equipment, facilities and software required by local exchange carriers ("LECs") to provide long term number portability ("LNP").² These recoverable costs include those incremental costs associated with that portion of switch, operational support systems ("OSS"), Signaling

No. of Copies rec'd 074
List ABCDE

¹ In the Matter of Telephone Number Portability, CC Docket No. 95-116 Third Report and Order, FCC 98-82 (1998) ("Third Report and Order").

² Id. at 11740.

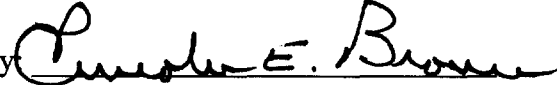
System 7 ("SS7") and advanced intelligent network ("AIN") upgrades incurred in the provisioning of LNP.³

The uncertainty lies with respect to Paragraphs 7 through 14 of the Order. SBC shares the concerns expressed by the Applicants and Commenters that these provisions might be misconstrued to deny LECs full recovery of those incremental costs expressly allowed by the Commission. The Applicants have convincingly argued the need for clarification consistent with the Third Report and Order.

This conflict must be resolved in an expeditious fashion. Two of SBC's subsidiaries, Pacific Bell and Southwestern Bell Telephone Company, already have tariff filings before the Bureau to recover incurred and prospective costs directly related to LNP. Two other subsidiaries, Nevada Bell and Southern New England Telephone Company will be filing similar tariffs shortly. The uncertainty that exists with respect to these costs must be resolved if the LECs are to properly comply with the Order's directives and fully recover those costs to which they are entitled.

Respectfully submitted,

SBC COMMUNICATIONS INC.

By 

Robert M. Lynch

Roger K. Toppins

f Hope Thurrott

One Bell Plaza, Room 3023

Dallas, Texas 75202

214-464-3620

Attorneys for SBC Communications Inc.
and its Subsidiaries

February 8, 1999

³ Id.

GLENN B MANISHIN
MICHAEL D SPECHT
LISA N ANDERSON
BLUMENFELD & COHEN
– TECHNOLOGY LAW GROUP
1615 M STREET NW
SUITE 700
WASHINGTON DC 20036

INTERNATIONAL TRANSCRIPTION
SERVICE
1231 20TH STREET N W
WASHINGTON DC 20036

M ROBERT SUTHERLAND
STEPHEN L EARNEST
BELLSOUTH CORPORATION
SUITE 1700
1155 PEACHTREE ST NE
ATLANTA GA 30309-3610

LARRY A PECK
COUSEL FOR AMERITECH
ROOM 4H86
2000 WEST AMERITECH CENTER DRIVE
HOFFMAN ESTATES IL 60196-1025

JAY C KEITHLEY
SPRINT LOCAL TELEPHONE COMPANIES
1850 M STREET N W
11TH FLOOR
WASHINGTON DC 20036-5807

SANDRA K WILLIAMS
SPRINT LOCAL TELEPHONE COMPANIES
P O BOX 11315
KANSAS CITY MO 64112

L MARIE GUILLORY
JILL CANFIELD
NATIONAL TELEPHONE COOPERATIVE
ASSOCIATION
2626 PENNSYLVANIA AVENUE NW
WASHINGTON DC 20037

LAWRENCE G MALONE
PUBLIC SERVICE COMMISSION OF THE
STATE OF NEW YORK
THREE EMPIRE STATE PLAZA
ALBANY NY 12223-1350

JOHN F RAPOSA
GTE SERVICE CORPORATION
600 HIDDEN RIDGE HQE03J27
P O BOX 152092
IRVING TX 75015-2092

GAIL L POLIVY
GTE SERVICE CORPORATION
1850 M STREET NW
SUITE 1200
WASHINGTON DC 20036

MARY DE LUCA
MCI TELECOMMUNICATIONS CORP
1801 PENNSYLVANIA AVE NW
WASHINGTON DC 20006

JOHN H HARWOOD II
LYNN R CHARYTAN
JONATHAN J FRANKEL
WILMER CUTLER & PICKERING
2445 M STREET NW
WASHINGTON DC 20037-1420

JAMES T HANNON
U S WEST INC
1020 19TH STREET NW
SUITE 700
WASHINGTON DC 20036

JOHN M GOODMAN
MICHAEL E GLOVER
ATTORNEY FOR BELL ATLANTIC
1300 I STREET NW
WASHINGTON DC 20005

COMPETITIVE PRICING DIVISION
COMMON CARRIER BUREAU
1919 M STREET NW
WASHINGTON DC 20554

CHRISTOPHER J WILSON
CINCINNATI BELL TELEPHONE COMPANY
201 EAST FOURTH STREET
SUITE 102-620
CINCINNATI OH 45201

MARK C ROSENBLUM
ROY E HOFFINGER
JAMES H BOLIN JR
AT&T CORPORATION
ROOM F3247H3
295 NORTH MAPLE AVENUE
BASKING RIDGE NJ 07920

BRIAN CONBOY
THOMAS JONES
ATTORNEYS FOR TIME WARNER
COMMUNICATIONS HOLDINGS INC
THREE LAFAYETTE CENTRE
1155 21ST STREET NW
WASHINGTON DC 20036

MAGALIE ROMAN SALAS, SECRETARY
FEDERAL COMMUNICATIONS COMMISSION
THE PORTALS, 445 TWELFTH STREET SW
ROOM TW-A325
WASHINGTON DC 20554

SCOTT BLAKE HARRIS
JONATHAN B MIRSKY
EVAN R GRAYER
HARRIS WILTSHIRE & GRANNIS LP
PERSONAL COMMUNICATIONS
INDUSTRY ASSOCIATION
1200 ELIGHTEENTH STREET NW
WASHINGTON DC 20036

CHARLES C HUNTER
CATHERINE M HANNAN
HUNTER COMMUNICATIONS LAW GROUP
TELECOMMUNICATIONS RESELLERS
ASSOCIATION
1620 I STREET NW SUITE 701
WASHINGTON DC 20006

LAWRENCE E SARJEANT
LINDA KENT
KEITH TOWNSEND
JOHN W HUNTER
UNITED STATES TELEPHONE ASSOCIATION
1401 H STREET NW SUITE 600
WASHINGTON DC 20005

RICHARD A ASKOFF ESQ
PERRY S GOLDSCHNIED ESQ
NECA
100 SOUTH JEFFERSON ROAD
WHIPPANY NJ 07981

ANNA GOMEZ CHIEF
NETWORK SERVICES DIVISION
FEDERAL COMMUNICATIONS COMMISSION
ROOM 235
2000 M STREET NW
WASHINGTON DC 20554

JANE E JACKSON CHIEF
COMPETITIVE PRICING DIVISION
COMMON CARRIER BUREAU
1919 M STREET NW
WASHINGTON DC 20554

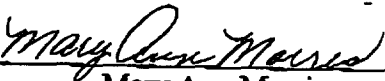
JOEL B SHIFMAN
MAINE PUBLIC UTILITIES COMMISSION
242 STATE STREET
18 STATE HOUSE STATION
AUGUSTA ME 04333-0018

LAWRENCE E STRICKLING CHIEF
COMMON CARRIER BUREAU
FEDERAL COMMUNICATIONS COMMISSION
1919 M STREET NW
WASHINGTON DC 20554

WENDY BLUEMLING
DIRECTOR
REGULATORY AFFAIRS
SOUTHERN NEW ENGLAND TELEPHONE
310 ORANGE STREET
NEW HAVEN CT 06510

Certificate of Service

I, Mary Ann Morris, hereby certify that the foregoing "Reply Comments of SBC Communications, Inc." in CC Docket No. 95-116, RM 8535 has been served on February 8, 1999 to the Parties of Record.



Mary Ann Morris

February 8, 1999

GLENN B MANISHIN
MICHAEL D SPECHT
LISA N ANDERSON
BLUMENFELD & COHEN
– TECHNOLOGY LAW GROUP
1615 M STREET NW
SUITE 700
WASHINGTON DC 20036

INTERNATIONAL TRANSCRIPTION
SERVICE
1231 20TH STREET N W
WASHINGTON DC 20036

M ROBERT SUTHERLAND
STEPHEN L EARNEST
BELLSOUTH CORPORATION
SUITE 1700
1155 PEACHTREE ST NE
ATLANTA GA 30309-3610

LARRY A PECK
COUSEL FOR AMERITECH
ROOM 4H86
2000 WEST AMERITECH CENTER DRIVE
HOFFMAN ESTATES IL 60196-1025

JAY C KEITHLEY
SPRINT LOCAL TELEPHONE COMPANIES
1850 M STREET N W
11TH FLOOR
WASHINGTON DC 20036-5807

SANDRA K WILLIAMS
SPRINT LOCAL TELEPHONE COMPANIES
P O BOX 11315
KANSAS CITY MO 64112

L MARIE GUILLORY
JILL CANFIELD
NATIONAL TELEPHONE COOPERATIVE
ASSOCIATION
2626 PENNSYLVANIA AVENUE NW
WASHINGTON DC 20037

LAWRENCE G MALONE
PUBLIC SERVICE COMMISSION OF THE
STATE OF NEW YORK
THREE EMPIRE STATE PLAZA
ALBANY NY 12223-1350

JOHN F RAPOSA
GTE SERVICE CORPORATION
600 HIDDEN RIDGE HQE03J27
P O BOX 152092
IRVING TX 75015-2092

GAIL L POLIVY
GTE SERVICE CORPORATION
1850 M STREET NW
SUITE 1200
WASHINGTON DC 20036

MARY DE LUCA
MCI TELECOMMUNICATIONS CORP
1801 PENNSYLVANIA AVE NW
WASHINGTON DC 20006

JOHN H HARWOOD II
LYNN R CHARYTAN
JONATHAN J FRANKEL
WILMER CUTLER & PICKERING
2445 M STREET NW
WASHINGTON DC 20037-1420

JAMES T HANNON
U S WEST INC
1020 19TH STREET NW
SUITE 700
WASHINGTON DC 20036

JOHN M GOODMAN
MICHAEL E GLOVER
ATTORNEY FOR BELL ATLANTIC
1300 I STREET NW
WASHINGTON DC 20005

COMPETITIVE PRICING DIVISION
COMMON CARRIER BUREAU
1919 M STREET NW
WASHINGTON DC 20554

CHRISTOPHER J WILSON
CINCINNATI BELL TELEPHONE COMPANY
201 EAST FOURTH STREET
SUITE 102-620
CINCINNATI OH 45201

MARK C ROSENBLUM
ROY E HOFFINGER
JAMES H BOLIN JR
AT&T CORPORATION
ROOM F3247H3
295 NORTH MAPLE AVENUE
BASKING RIDGE NJ 07920

BRIAN CONBOY
THOMAS JONES
ATTORNEYS FOR TIME WARNER
COMMUNICATIONS HOLDINGS INC
THREE LAFAYETTE CENTRE
1155 21ST STREET NW
WASHINGTON DC 20036

MAGALIE ROMAN SALAS, SECRETARY
FEDERAL COMMUNICATIONS COMMISSION
THE PORTALS, 445 TWELFTH STREET SW
ROOM TW-A325
WASHINGTON DC 20554

SCOTT BLAKE HARRIS
JONATHAN B MIRSKY
EVAN R GRAYER
HARRIS WILTSHIRE & GRANNIS LP
PERSONAL COMMUNICATIONS
INDUSTRY ASSOCIATION
1200 ELIGHTEENTH STREET NW
WASHINGTON DC 20036

CHARLES C HUNTER
CATHERINE M HANNAN
HUNTER COMMUNICATIONS LAW GROUP
TELECOMMUNICATIONS RESELLERS
ASSOCIATION
1620 I STREET NW SUITE 701
WASHINGTON DC 20006

LAWRENCE E SARJEANT
LINDA KENT
KEITH TOWNSEND
JOHN W HUNTER
UNITED STATES TELEPHONE ASSOCIATION
1401 H STREET NW SUITE 600
WASHINGTON DC 20005

RICHARD A ASKOFF ESQ
PERRY S GOLDSCHNEIN ESQ
NECA
100 SOUTH JEFFERSON ROAD
WHIPPANY NJ 07981

ANNA GOMEZ CHIEF
NETWORK SERVICES DIVISION
FEDERAL COMMUNICATIONS COMMISSION
ROOM 235
2000 M STREEET NW
WASHINGTON DC 20554

JANE E JACKSON CHIEF
COMPETITIVE PRICING DIVISION
COMMON CARRIER BUREAU
1919 M STREET NW
WASHINGTON DC 20554

JOEL B SHIFMAN
MAINE PUBLIC UTILITES COMMISSION
242 STATE STREET
18 STATE HOUSE STATION
AUGUSTA ME 04333-0018

LAWRENCE E STRICKLING CHIEF
COMMON CARRIER BUREAU
FEDERAL COMMUNICATIONS COMMISSION
1919 M STREET NW
WASHINGTON DC 20554

WENDY BLUEMLING
DIRECTOR
REGULATORY AFFAIRS
SOUTHERN NEW ENGLAND TELEPHONE
310 ORANGE STREET
NEW HAVEN CT 06510